

REMARKS

Applicants respectfully request reconsideration of the present application in view of the foregoing amendments and in view of the reasons that follow. With entry of this amendment, claims 1, 5, 6, 9 and 10 are pending, claims 2 - 4, 7, 8 and 11-48 are canceled and claim 1 has been amended. The amendments to the claims overcome the outstanding claim objections and the rejections under Section 112 for indefiniteness.

Rejections Under 35 USC § 102 and 103

Applicants request reconsideration of the outstanding prior art rejections in light of the present claim amendments. The recitation to licorice has been deleted from the claims and the bioenhancer or bioavailability facilitator is present in a concentration of about 1 µg/ml. At 1 µg/ml Glycyrrhizin and Glycyrrhizic acid are not known to have any anti-bacterial activity. Moreover, none of the references cited by the Examiner teach the use of these compounds per se along with other anti-bacterial agents. The cited references at most refer to the use of G. gabra extract, which is not recited in the present claims. Therefore, applicants urge that the cited references do not anticipate or render obvious the present claims.

Applicants believe that the present application is now in condition for allowance. Favorable reconsideration of the application as amended is respectfully requested. The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to

Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

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A handwritten signature in dark ink, appearing to read 'Matthew E. Mulkeen', is written over a horizontal line.

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